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May 30, 2008

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BY FEDERAL EXPRESS

The Honorable Lewis A. Kaplan
United States District Court for the
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: New Trail Capital v. The Northwest Co.
No. 07 Civ. 9679

Dear Judge Kaplan:

We represent Plaintiffs New Trail Capital and Michael Beer in the above-captioned action. Since the initial pretrial conference held on January 11, 2008, Plaintiffs and Defendants have engaged in extensive discovery, including the exchange and review of several thousand pages of documents, and are working towards concluding fact discovery in an expeditious fashion. In light of recent developments the parties request that the Court's previous discovery schedule, Doc. No. 7, be enlarged to allow for an additional three months of fact discovery.

Counsel for Plaintiffs and counsel for Defendant The Northwest Company have agreed to the following proposed schedule deadlines:

Disclosure of Expert Witnesses	August 30, 2008
Disclosure of Rebuttal Expert Witnesses	September 15, 2008
Completion of All Fact Discovery	September 30, 2008

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R O M E LLP
COUNSELORS AT LAW

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Service of Summary Judgment Motions

October 30, 2008

Filing of Pretrial Order, Jury Instructions, Voir Dire

October 30, 2008

Plaintiffs and Defendant respectfully request that the Court modify the scheduling order as proposed in this letter.

Respectfully submitted,

David D. Jensen

DDJ:aa

cc: Philippe A. Zimmerman, Esq.
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